IN THE DISTRICT COURT OF WARD COUNTY, TEXAS 143RD JUDICIAL DISTRICT

JOEL RIOS	§	
	§	
Plaintiff,	§	
	§	
v.	§	Cause No. 21-11-25899-CVW
	§	
ZULFIQAR A. AWAN, and	§	
PRIMELINK EXPRESS, INC.,	§	
	§	
Defendants.	§	

INDEX OF MATTERS FILED UPON REMOVAL

DOCUMENT	EXHIBIT DESIGNATION
Request for Issuance of Service	Exhibit 1
Citation to Primelink Express, Inc.	Exhibit 2
Plaintiff's Original Petition and Jury Demand	Exhibit 3
containing Rule 193.7 Notice, notice for	
Required Disclosures	
Affidavit of Service	Exhibit 4
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Awan	
Motion for Alternative Service for Primelink	Exhibit 6
Express, Inc.	
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Express, Inc.	
Return of Service for Primelink Express, Inc.	Exhibit 8
Return of Service for Zulfiqar A. Awan	Exhibit 9
Court Docket Sheet	Exhibit 10

Respectfully submitted,

Ray, Peña, McChristian, PC

5822 Cromo Drive El Paso, Texas 79912 (915) 832-7200 Phone (915) 832-7333 Facsimile

Date: February 8, 2022 By: /s/ Daniel H. Hernandez

DANIEL H. HERNANDEZ

State Bar No. 09515685 dhernandez@raylaw.com

Attorneys for Defendant PrimeLink Express, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on the date indicated above a copy of the foregoing was served on all counsel of record via the Texas E-file system.

/s/ Daniel H. Hernandez

Daniel H. Hernandez

Ward County - District Clerk

Request for Issuance of Service

Filed: 11/12/2021 8:22 PM Patricia Oyerbides District Clerk Ward County, Texas Nayelli Munoz

CASE NUMBER: 21-11-25899-CVW **CURRENT COURT:** Name(s) of Documents to be served: Plaintiff's Original Petition and Jury Demand FILE DATE: 11/12/2021 Month/Day/Year SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served): **Issue Service to**: Zulfigar A. Awan and Primelink Express, Inc. Address of Service: Zulfigar A. Awan (Defendant Awan) is an individual residing in Stockton, California. Defendant Awan may be served at his residence at 3691 Popolo Circle Stockton, California 95330. Primelink Express, Inc. is a California company that may be served through its CEO, Gurmit Singh Malhi, at 825 Navy Drive Stockton, CA 95206. Agent (if applicable) TYPE OF SERVICE/PROCESS TO BE ISSUED: (Check the proper Box) Citation by Publication Citation by Posting Citations Rule 106 Service Citation Scire Facias Newspaper Temporary Restraining Order Precept Notice Protective Order Secretary of State Citation (\$12.00) Capias (not by E-Issuance) Attachment (not by E-Issuance) Certiorari **Highway Commission (\$12.00)** Commissioner of Insurance (\$12.00) Hague Convention (\$16.00) Garnishment Habeas Corpus (not by E-Issuance) **Injunction** Sequestration Subpoena Other (Please Describe) (See additional Forms for Post Judgment Service) SERVICE BY (check one): ATTORNEY PICK-UP (phone) **E-Issuance by District Clerk** (No Service Copy Fees Charged) MAIL to attorney at: **CONSTABLE** *Note*: The email registered with EfileTexas.gov must be CERTIFIED MAIL by District Clerk used to retrieve the E-Issuance Service Documents. Visit www.hcdistrictclerk.com for more instructions. CIVIL PROCESS SERVER - Authorized Person to Pick-up: **OTHER**, explain Issuance of Service Requested By: Attorney/Party Name: Paul Savinov_____Bar # or ID 24086698 ____ Mailing Address: 6100 Corporate Drive, Suite 110 Houston, Texas 77036.

Phone Number: 281-702-8128

PLEASE RETURN THIS COPY TO CLERK

CITATION

PATRICIA OYERBIDES WARD COUNTY DISTRICT CLERK 143rd DISTRICT COURT PO BOX 440 MONAHANS, TX 79756-4600

ATTORNEY FOR PLAINTIFF OR PLAINTIFF: PAVEL SAVINOV 1742 ZARAGOZA, SUITE A EL PASO, TX 79936

THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org"

GREETING: Defendant PRIMELINK EXPRESS, INC

MAY BE SERVED BY SERVING ITS CEO,

GURMIT SINGH MALHI 825 NAVY DRIVE

STOCKTON, CA 95206

You are hereby commanded to appear by filing a written answer to the Plaintiff's ORIGINAL PETITION AND JURY DEMAND at or before ten o'clock a.m. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable District Court of Ward County, Texas at the Courthouse of said County in Monahans, Texas, filed on NOVEMBER 12, 2021, in this case, numbered 21-11-25899-CVW on the docket of said court, and styled:

> JOEL RIOS -VS-ZULFIQAR A. AWAN, ET AL

The nature of Plaintiff's demand is fully shown by a true and correct copy of said Plaintiff's Petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at Monahans, Texas, this 15th day of November, 2021.

ATTEST: PATRICIA OYERBIDES, DISTRICT CLERK

P43rd DISTRICT COURT RD COUNTY, TEXAS

CITATION - REGULAR (Revised 1/13/21)

CITATION

PATRICIA OYERBIDES WARD COUNTY DISTRICT CLERK 143rd DISTRICT COURT PO BOX 440 MONAHANS, TX 79756-4600

ATTORNEY FOR PLAINTIFF OR PLAINTIFF: PAVEL SAVINOV 1742 ZARAGOZA, SUITE A EL PASO, TX 79936

THE STATE OF TEXAS

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GREETING: Defendant

PRIMELINK EXPRESS, INC
MAY BE SERVED BY SERVING ITS CEO,
GURMIT SINGH MALHI
825 NAVY DRIVE
STOCKTON, CA 95206

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ATTEST: PATRICIA OYERBIDES, DISTRICT CLERK

WARD COUNTY, TEXAS

LLI MUNOZ, DEPUT

CITATION – REGULAR (Revised 1/13/21)

W:	ard County - District Clerk	Filed: 11/12/2021 8:22 PM Patricia Oyerbides District Clerk Ward County, Texas
Cause N	No. 21-11-25899-CVW	Nayelli Munoz
Joel Rios,	§	In the District Court of
Plaintiff,	§ §	
V	§ §	1/3PD to 0 1/1 Disease
Zulfiqar A. Awan, and Primelink Express, Inc.	8 §	143RD Judicial District
Defendants.	§ § 8	Ward County, Texas

Plaintiff's Original Petition and Jury Demand

Plaintiff Joel Rios ("Plaintiff") complains of Defendants Zulfiqar A. Awan and Primelink Express, Inc. (hereinafter referred to by name or as "Defendants") and would respectfully show the Court that:

I. Discovery Control Plan

 Plaintiff intends to conduct discovery in this matter under Level 3 of the Texas Rules of Civil Procedure.

II. Jurisdiction and Venue

2. The claims asserted arise under the common law of Texas. This Court has jurisdiction and venue is proper because the crash occurred in Ward County, Texas.

III. Statement Regarding Monetary Relief Sought

3. Pursuant to Texas Rule of Civil Procedure 47(c), Plaintiff seeks monetary relief over \$250,000.00 but not more than \$1,000,000.00, including damages of any kind, penalties, costs, expenses, pre-judgment interest, and judgment for all other relief to which Plaintiff is justly entitled. Plaintiff expressly reserves the right to amend this Rule 47 statement of relief if necessary.

IV. Parties

- 4. Plaintiff Joel Rios is an individual who resides in El Paso County, Texas.
- Defendant Zulfiqar A. Awan (Defendant Awan) is an individual residing in Stockton,
 California. Defendant Awan may be served at his residence at 3691 Popolo Circle Stockton,
 California 95330.
- 6. Defendant Primelink Express, Inc. is a California company that may be served through its CEO, Gurmit Singh Malhi, at 825 Navy Drive Stockton, CA 95206.

V. Facts

7. This lawsuit is necessary as a result of personal injuries that the Plaintiff received on or about August 1, 2020. At that time, Plaintiff was traveling eastbound on South Frontage Road in Ward County, Texas. Subsequently, Defendant Awan, who was traveling northbound on Park Road 41 in a 2019 Volvo Tractor Trailer (VIN: 4V4NC9EH0KN898092), drove through a stop sign and struck Plaintiff's vehicle. As a result of the crash, Plaintiff suffered bodily injuries for which Defendants are responsible.

VI. Negligence of Defendant Awan

- 8. Defendant Awan committed acts of omission and commission, which constituted negligence. Such negligence was a proximate cause of the occurrence in question, the severe injuries, and the resulting damages of Plaintiff for which Defendant is legally responsible. Defendant was a proximate cause of the crash. Defendant is negligent as outlined in the paragraph below and such allegations are incorporated by reference as if set forth fully herein.
- 9. Plaintiff alleges that Defendant Awan was negligent in one or more of the following manners:

- a. Failed to control vehicle's speed;
- b. Failed to operate the vehicle safely;
- Failed to keep a proper lookout;
- d. Failed to timely apply brakes;
- e. Failed to take proper evasive action;
- f. Failed to follow traffic signals;
- g. Failed to yield the right of way;
- h. Failed to stop at a stop sign;
- Violations of the Texas Transportation Code;
- j. Failed to follow the rules of the road; and
- k. Failed to follow trucking safety rules and regulations.
- Defendant Awan's acts of omission and commission, which constituted negligence was a proximate cause of Plaintiff's injuries.

VII. Negligence of Primelink Express, Inc. ("Primelink")

- 11. Defendant Primelink. committed acts of omission and commission, which constituted negligence and negligence per se. Such negligence and negligence per se was a proximate cause of the occurrence in question, the severe injuries the Plaintiff sustained, and the resulting damages for which Defendant Primelink. is legally responsible.
- 12. Plaintiff further alleges that Defendant Primelink was negligent in one or more of the following manners:
 - a. Failure to explain and demonstrate its safety policies and procedures to Defendant Awan;
 - b. Failure to provide the necessary training to Defendant Awan regarding the driving of the company vehicle, vehicle safety, safety classes, how to properly and safely drive

the vehicle, the proper method to maintain a vehicle, the proper way and the necessity of keeping the vehicle clean and in proper working order, and in all matters regarding the proper and safe operation of a vehicle and the maintenance of vehicle in various situations;

- c. Failure to properly train its drivers;
- d. Failure to properly train its employees, including Defendant Awan regarding safe and proper operation of a vehicle such as a person and/or company of ordinary care would have done in the same or similar circumstances;
- e. Failure to provide and/or require regular follow-up driver education and training;
- f. Failure to establish an adequate safety program;
- g. Failing to adequately supervise its drivers;
- h. Failure to properly qualify its drivers;
- Failure to establish adequate policies and/or adequately enforce policies for its drivers, including a policy for traveling at a safe speed, in a safe manner, and with vigilance;
- j. Negligently entrusting the vehicle to its employee/driver;
- k. Negligently hiring, supervising, and retaining its employee/driver who was an unqualified, an incompetent, and a careless driver;
- Failure to monitor Defendant Awan to make sure that he was complying with policies and procedures;
- m. Failure to interview and test Defendant Awan to make sure he had read, was familiar with, understood, and followed the company policies and procedures;
- n. Failure to document and make a determination regarding fault in the collision made the basis of this suit;
- o. Failure to supervise Defendant Awan to ensure that he was keeping the company vehicle properly maintained;
- p. Such other and further acts of negligence as may be shown in the trial of this cause as discovery progresses.

VIII. <u>Respondeat Superior Liability</u>

13. At the time of the collision, Defendant Awan, the employee/driver of Joachim Trucking, Inc., was acting within the course and scope of his employment in the furtherance of his respective employer's business. Therefore, pursuant to the doctrine of *respondent superior*, Defendant Primelink. is responsible for its respective employee's/driver's negligence.

IX. Negligent Entrustment

14. Defendant Primelink., its agents, successors, and assigns, were guilty of negligent and/or gross negligent entrustment, in that it knew, or should have known, that Defendant Awan, its employee/driver, was a reckless driver given his driving history and other factors. This negligent entrustment was a proximate cause of the collision in question and the personal injuries and other damages sustained by Plaintiff. To the extent Defendant Primelink failed to ask, investigate, and/or apprise itself of Defendant Awan's driving history, such acts and/or omissions constitute negligence that were a proximate cause of the collision, injuries, and damages as set forth in this petition.

X. Gross Negligence of Defendants

15. Plaintiff shows that the conduct, acts, and omissions of Defendant Primelink., their agents, successors, and assigns, acting individually and jointly, constitute gross negligence as that term is defined in law. As a result, Plaintiff is entitled to an award of exemplary damages against Defendant Awan and Defendant Primelink. The conduct of Defendant Primelink. and Defendant Awan, their agents, employees, successors, and assigns (when viewed objectively from each Defendant's standpoint at the time of the conduct) involved an extreme degree of risk, considering the probability and magnitude of the potential harm to others, and Defendants and their agents,

employees, successors and assigns were actually, subjectively aware of the risk involved, but nevertheless proceeded with conscious indifference to the rights, safety, or welfare of others. Plaintiff therefore, seeks exemplary damages against Defendant Awan. and Defendant Primelink.

XI. <u>Damages</u>

- 16. By virtue of the actions and conduct of the Defendants set forth above, Plaintiff was seriously injured and is entitled to recover the following damages:
 - a. Past and future medical expenses;
 - b. Past and future pain, suffering and mental anguish;
 - c. Past and future physical impairment;
 - d. Past and future physical disfigurement;
 - e. Past lost wages and future loss of earning capacity.
 - f. Property damages (including loss-of-use, cost of repairs, and diminished value).
- 17. For the above reasons, Plaintiff is entitled to recover damages from the Defendants in an amount within the jurisdictional limits of this Court as well as pre and post-judgment interest.

XII. Jury Demand

18. Plaintiff hereby demands a trial by jury and pay the appropriate jury fee.

XIII. Rule 193.7 Notice

19. Plaintiff hereby gives actual notice to Defendants that any and all documents produced may be used against Defendants at any pre-trial proceeding and/or at trial of this matter without the necessity of authenticating the documents.

XIV. Designated E-Service E-Mail Address

20. The following is the undersigned attorney's designated e-service email address for all e-served documents and notices, filed and unfiled, pursuant to Tex. R. Civ. P. 21(f)(2) & 21(a): eservice@thehuynhlawfirm.com. This is the undersigned's only e-service email address, and service through any other email address will be considered invalid.

XV. Required Disclosures

21. Pursuant to Texas Rules of Civil Procedure 194(a), each Defendant is required to disclose, within thirty (30) days of the filing of the first answer, the information or material described in Rule 194.2(b)1-12. Any Defendant that is served or otherwise joined after the filing of the first answer must make their initial disclosures within thirty (30) days after being served or joined.

XVI. <u>Prayer</u>

For the above reasons, Plaintiff prays that she obtains judgment against Defendants with interest on the judgment at the legal rate, pre-judgment interest, costs of court, and for such other relief, both in law and equity, to which Plaintiff is justly entitled.

[SIGNATURE BLOCK FOLLOWS ON THE NEXT PAGE]

Respectfully submitted,

THE HUYNH LAW FIRM, PLLC

/s/ Paul Savinov

PAVEL "PAUL" SAVINOV

SBN: 24086698

psavinov@thehuynhlawfirm.com

SARAH Y-NHI HUYNH

SBN: 24092558

shuynh@thehuynhlawfirm.com

1742 Zaragoza, Suite A El Paso, Texas 79936 Tel.: (915) 223-4878

Fax: (915) 218-5332

E-Service E-mail: eservice@thehuynhlawfirm.com

ATTORNEYS FOR PLAINTIFF

AFFIDAVIT FOR SUBSTITUTED SERVICE

UNDER RULE 106/501.2(e)(1)

CASE NO: 21-11-25899-CVW

143rd District Court of WARD County

JOEL RIOS

ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS

BEFORE ME the undersigned authority, on this day personally appeared CESAR GONZALEZ who after being duly sworn, did upon oath state the following:

- My name is CESAR GONZALEZ: I am a private process server authorized to deliver process in this cause pursuant to court order. I am over the age of eighteen (18) years and am fully competent to testify to the matters stated in this affidavit. I have personal knowledge of the facts and statements contained in this affidavit and each is true and correct.
- On the 11/29/21 at 14:13:49 I was assigned to deliver a copy of the CITATION; PLAINTIFF'S ORIGINAL PETITION AND JURY DEMAND upon the defendant PRIMELINK EXPRESS, INC

 BY SERVING ITS CEO, GURMIT SINGH MALHI
- 3. I have made several attempts to obtain personal service of process at the defendant's usual place of abode/business or by delivering by certified mail to the defendant's usual mailing address on the dates and times listed below:

DATES/TIME	S ADDRESS / RESULTS OF VISIT	Ref	# A21B03751
Friday	12/03/2021 10:12 AM 825 NAVY DRIVE STOCKTON CA 95206 THE MAIN GATE IS LOCKED		
Tuesday	12/07/2021 2:45 PM 825 NAVY DRIVE STOCKTON CA 95206 THE GATE IS LOCKED		
Friday	12/10/2021 1:20 PM 825 NAVY DRIVE STOCKTON CA 95206 THE CEO, CURMIT SINGH MALIH IS SELDON IN. THEY DO NOT KNOW WHEN IN NEXT.	TO	EXPECT HIM
Monday	12/13/2021 9:10 AM 825 NAVY DRIVE STOCKTON CA 95206 NOT IN.		
Thursday	12/16/2021 11:55 AM 825 NAVY DRIVE STOCKTON CA 95206 NOT IN, THEY DO NOT KNOW WHEN HE WILL BE IN.		

I believe the defendant will be given reasonably effective notice of this suit by delivering a true copy of the documents stated in item (2) above to anyone over sixteen years of age at 825 NAVY DRIVE STOCKTON CA 95206 the above address or by attaching it securely to the front entry way at the address, which is the party's usual place of abode or business or any other place where the defendant can probably be found pursuant to the provisions of Rule 106(b)/501.2(e)(1), Texas Rules of Civil Procedure.

day of December

20 **2**

CESAR GONZALEZ Lic#: (SC262)

Declarant Expiration: 5/2/22

PCP#: A21B03751 E-File Affidavit



CAUSE NO. 21-11-25899-CVW Notice: This Document Contains Sensitive Data

Filed: 12/28/2021 9:33 AM Patricia Oyerbides District Clerk Ward County, Texas Nayelli Munoz

JOEL RIOS

VS

ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS

IN THE DISTRICT COURT OF

143rd JUDICIAL DISTRICT

WARD COUNTY, TEXAS

MOTION FOR ALTERNATIVE SERVICE T.R.C.P. 106 (B)

COMES NOW the Plaintiff in the above numbered and entitled cause and would show that the: CITATION; PLAINTIFF'S ORIGINAL PETITION AND JURY DEMAND on the below named defendant: AWAN, ZULFIQAR A. 3691 POPOLO CIRCLE Stockton, CA 95212

has not been delivered because the authorized process server/officer has been unable to locate the Defendant at his/her usual place of abode/business in the said county, as set forth above, in the order and affidavit attached hereto and made a part of this motion for all purposes.

Wherefore, Plaintiff prays that service of process on the Defendant be authorized by:

X delivering a true copy of the citation and petition attached and a signed order to anyone over 16 years of age at

3691 POPOLO CIRCLE Stockton, CA 95212

 $_{
m X}$ attaching a true copy of the citation and petition and a signed order securely to the front door/entry way at, or affixing to the gate if the property is gated at:

3691 POPOLO CIRCLE Stockton, CA 95212

By mailing a copy of the citation and petition via 1st Class Mail

which Plaintiff believes will be reasonably effective to give the Defendant notice of this suit.

Paul Savinov

Savinov, Pavel "Paul"

Attorney For Plaintiff

6100 Corporate Dr Ste 110 Houston, TX 77036 ecelocia@thehuynhlawfirm.com Tel (281) 702-8128 Fax (832) 365-6087 Bar # 24086698



PCP Inv#: A21B03750

AFFIDAVIT FOR SUBSTITUTED SERVICE

UNDER RULE 106/501.2(e)(1)

CASE NO: 21-11-25899-CVW

143rd District Court of WARD County

JOEL RIOS

NAMES / MIMES

vs. ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS

BEFORE ME the undersigned authority, on this day personally appeared CESAR GONZALEZ who after being duly sworn, did upon oath state the following:

- 1. My name is CESAR GONZALEZ: I am a private process server authorized to deliver process in this cause pursuant to court order. I am over the age of eighteen (18) years and am fully competent to testify to the matters stated in this affidavit. I have personal knowledge of the facts and statements contained in this affidavit and each is true and correct.
- 2. On the 11/29/21 at 14:08:58 I was assigned to deliver a copy of the CITATION; PLAINTIFF'S ORIGINAL PETITION AND JURY DEMAND upon the defendant AWAN, ZULFIQAR A.
- 3. I have made several attempts to obtain personal service of process at the defendant's usual place of abode/business or by delivering by certified mail to the defendant's usual mailing address on the dates and times listed below:

DATES/ TIME	ADDRESS / RESULTS OF VISIT	7/67-11	742.22.20.01.00
Thursday	12/02/2021 6:41 PM 3691 POPOLO CIRCLE STOCKTON CA 95212		
Friday	NO ANSWER 12/10/2021 4:55 PM 3691 POPOLO CIRCLE STOCKTON CA 95212		
Tuesday	NO ANSWER, NO MOVEMENT OR ACTIVITY 12/14/2021 7:50 AM 3691 POPOLO CIRCLE STOCKTON CA 95212	(אילדדדיה ז	ma evneam
	NOT HOME PER FEMALE. HE IS A TRUCK DRIVER AND SHE DID NOT KNOW HIM.	MUEIN	IO EAFECI
Friday	12/17/2021 7:15 PM 3691 POPOLO CIRCLE STOCKTON CA 95212 NO ANSWER. NO MOVEMENT OR ACTIVITY		

ADDDESS / DESITTE OF VISTE

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23 day of December , 2021.

CESAR GONZALEZ Lic#: **2729** Declarant Expiration: **5/2/22**

Ref# A21B03750

PCP#: A21B03750 E-File Affidavit

Zulfiqar A Awan Jr Age 52 (Dec 1969)

Half Half point Recort Available 🌴 Ac

Current Address

3691 Popolo Cir Stockton, CA 95212

Phone Numbers

(209) 986-7675 - Wireless (209) 594-0888 - Landline (626) 369-0172 - Landline

Full Background Report

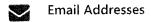
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zawanz@yahoo.com

Associated Names

Zulfigar A Awan, Zelfiqar A Awan Jr, Zulfaqar A Awan, Zulfiquar Nusrat, Awan Zulfiquar, Nusrat Zulfiquar, Awan Zulfiquar

Previous Addresses

PO Box 693462

Cedar Park OPEN Open 24 hours 707 N.Park Circle, Cedar Park EXHIBIT #5

Filed: 1/6/2022 10:00 AM
Patricia Oyerbides
District Clerk
Ward County, Texas
Tommie Lujan

Notice: This Document
Contains Sensitive Data

CAUSE NO. 21-11-25899-CVW

JOEL RIOS

VS

ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS

IN THE DISTRICT COURT OF

143rd JUDICIAL DISTRICT

WARD COUNTY, TEXAS

MOTION FOR ALTERNATIVE SERVICE T.R.C.P. 106 (B)

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on the below named defendant:
PRIMELINK EXPRESS, INC BY SERVING ITS CEO, GURMIT SINGH MALHI
825 NAVY DRIVE
Stockton, CA 95206

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825 NAVY DRIVE Stockton, CA 95206

OR

X attaching a true copy of the citation and petition and a signed order securely to the front door/entry way at, or affixing to the gate if the property is gated at:

825 NAVY DRIVE Stockton, CA 95206

____ By mailing a copy of the citation and petition via 1st Class Mail

which Plaintiff believes will be reasonably effective to give the Defendant notice of this suit.

Paul Savinov

Savinov, Pavel "Paul"

Attorney For Plaintiff

6100 Corporate Dr Ste 110
Houston, TX 77036
ecelocia@thehuynhlawfirm.com
Tel (281) 702-8128
Fax (832) 365-6087
Bar # 24086698



E-FILE PCP Inv#: A21B03751

AFFIDAVIT FOR SUBSTITUTED SERVICE

UNDER RULE 106/501.2(e)(1)

CASE NO: 21-11-25899-CVW

143rd District Court of WARD County

JOEL RIOS

vs. ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS

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- My name is CESAR GONZALEZ: I am a private process server authorized to deliver process in this cause pursuant to court order. I am over the age of eighteen (18) years and am fully competent to testify to the matters stated in this affidavit. I have personal knowledge of the facts and statements contained in this affidavit and each is true and correct.
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Monday	12/13/2021 9:10 AM 825 NAVY DRIVE STOCKTON CA 95206 NOT IN.		
Thursday	12/16/2021 11:55 AM 825 NAVY DRIVE STOCKTON CA 95206 NOT IN, THEY DO NOT KNOW WHEN HE WILL BE IN.		

I believe the defendant will be given reasonably effective notice of this suit by delivering a true copy of the documents stated in item (2) above to anyone over sixteen years of age at 825 NAVY DRIVE STOCKTON CA 95206 the above address or by attaching it securely to the front entry way at the address, which is the party's usual place of abode or business or any other place where the defendant can probably be found pursuant to the provisions of Rule 106(b)/501.2(e)(1), Texas Rules of Civil Procedure.

28 day of December

, 20 21 .

CESAR GONZALEZ Lic#: SCOLOT

Declarant Expiration: 5/2/22

PCP#: A21B03751 E-File Affidavit



renssa Lookups, i roperty mito

Melissa Lookups: Property Info

Property Information

YS07,YS05,YC03,GS05

1307,1303,1003,0303			
Property Address	825 Navy Dr Stockton CA 95206-1169		
MAK (Melissa Address Key)	3836443344		
Parcel Number (APN)	16326046		
County (Code)	San Joaquin (06077)		
Census FIPS+Tract+Block	06077+000803+3009		
Owner's Name	GURMIT SINGH MALHI		
Owner's Address	825 Navy Dr StocktonCA95206-1169		
Owner's Address MAK	3836443344		
Type of Owner	INDIVIDUAL		
Year Assessed	2020		
Assessed Value Total	\$1,989,000		
Assessed Value Land	\$540,600		
Assessed Value Improvements	\$1,448,400		
Tax Bill Amount	\$25,178		
Year Built	1971		
Building Area (sf)	17,745		
Area 1st Floor	0		
Area 2nd Floor	0		
Area Lot (acres)	2.4300		
Area Lot (sf)	105,851		
Area Parking Garage (sf)	0		

CAUSE NO. 21-11-25899-CVW

JOEL RIOS

VS

ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS

IN THE DISTRICT COURT OF

143rd JUDICIAL DISTRICT

WARD COUNTY, TEXAS

ORDER FOR ALTERNATIVE SERVICE T.R.C.P. 106 (B)

On the Motion presented and the affidavit attached from stating the location of the Defendant's usual place of business/abode or other place where: $\frac{1}{2} \left(\frac{1}{2} \right) \left(\frac{1}{2}$

PRIMELINK EXPRESS, INC

BY SERVING ITS CEO, GURMIT SINGH MALHI

the Defendant, can be found and stating specifically the facts showing that service has been attempted under T.R.C.P. 106 (B) and service at 825 NAVY DRIVE Stockton, CA 95206 will be reasonably effective to give the Defendant, notice of this suit.

IT IS ACCORDINGLY ORDERED that an authorized process server/officer that is not a to this suit nor interested in the outcome shall give the Defendant, party PRIMELINK EXPRESS, INC

BY SERVING ITS CEO, GURMIT SINGH MALHI

notice of this suit by:

 \underline{X} delivering a true copy of the citation and petition and a signed order attached, to anyone over 16 years of age at

825 NAVY DRIVE Stockton, CA 95206

OR

X attaching a true copy of the citation and petition and a signed order securely to the front door/entry way at, or affixing to the gate if the property is gated at:

825 NAVY DRIVE Stockton, CA 95206

By mailing a copy of the citation and petition via 1st Class Mail

which will be reasonable effective to give the Defendant notice of this suit.

It is further ordered that the return of the authorized person be endorsed on or attached to the citation, stating when and how the citation was served, and be signed by the authorized person/officer, and is to make due return in accordance with the Texas Rules of Civil Procedure Rule 107.

Requested By: Paul Sa	vinov
-----------------------	-------

SIGNED this_____day of_______, 20_____

Savinov, Pavel "Paul"

Fax (832) 365-6087

Attorney for Plaintiff 6100 Corporate Dr Ste 110 Houston, TX 77036 ecelocia@thehuynhlawfirm.com Tel (281) 702-8128

JUDGE PRESIDING

E-FILE

PCP Inv#: A21B03751

Email Order To: 106@pcpusa.net

Case 4:22-cy-00006-DC-DF Document 1-1 Filed 02/08/22 Page 22 of 30

PLEASE RETURN THIS COPY TO CLERK

CITATION

Filed: 1/21/2022 8:35 Patricia Oyerbides District Clerk Ward County, Texas Nayelli Munoz

PATRICIA OYERBIDES WARD COUNTY DISTRICT CLERK 143rd DISTRICT COURT PO BOX 440 MONAHANS, TX 79756-4600 ATTORNEY FOR PLAINTIFF OR PLAINTIFF: PAVEL SAVINOV 1742 ZARAGOZA, SUITE A EL PASO, TX 79936

THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org"

GREETING: Defendant PRIMELINK EXPRESS, INC

MAY BE SERVED BY SERVING ITS CEO,

GURMIT SINGH MALHI

825 NAVY DRIVE

STOCKTON, CA 95206

You are hereby commanded to appear by filing a written answer to the Plaintiff's ORIGINAL PETITION AND JURY DEMAND at or before ten o'clock a.m. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable District Court of Ward County, Texas at the Courthouse of said County in Monahans, Texas, filed on NOVEMBER 12, 2021, in this case, numbered 21-11-25899-CVW on the docket of said court, and styled:

JOEL RIOS -VS-ZULFIQAR A. AWAN, ET AL

The nature of Plaintiff's demand is fully shown by a true and correct copy of said Plaintiff's Petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at Monahans, Texas, this 15th day of November, 2021.

ATTEST: PATRICIA OYERBIDES, DISTRICT CLERK

Pi3rd DISTRICT COURT VARD COUNTY, TEXAS

RV.

LI MUNOZ, DERUT

CITATION – REGULAR (Revised 1/13/21)

EXHIBIT #8

AFFIDAVIT OF SERVICE

State of Texas

County of WARD

District Court

Case Number: 21-11-25899-CVW

*Plaintiff: JOEL RIOS

VS.

Defendant:

ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS

For:

Savinov, Pavel " Paul "

Received by Professional Civil Process of Texas, Inc. to be served on **PRIMELINK EXPRESS INC, 825 NAVY DRIVE, Stockton, CA 95206**.

I, George Sano, being duly sworn, depose and say that on the 11th day of January, 2022 at 4:00 pm, I:

served a CORPORATION by delivering a true copy of the CITATION; PLAINTIFF'S ORIGINAL PETITION AND JURY DEMAND; RULE 106 ORDER. with the date and hour of service endorsed thereon by me, to: John Schumacher as Safety Director for PRIMELINK EXPRESS INC, at the address of: 825 NAVY DRIVE, STOCKTON, CA 95206, and informed said person of the contents therein, in compliance with state statutes.

Description of Person Served: Age: 55, Sex: M, Race/Skin Color: W, Height: 5'10", Weight: 240, Hair: Brown, Glasses: N

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served.

Subscribed and Sworn to before me on the 12 day of 3 area , 2022 by the affiant who is personally known to me.

NOTARY PUBLIC

George Sano PSC2623

Professional Civil Process of Texas, Inc. 103 Vista View Trail Spicewood, TX 78669 (800) 950-7493

Our Job Serial Number: AXA-0000108444 Ref: A21B03751

Service Fee:



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CAUSE NO. 21-11-25899-CVW

JOEL RIOS

V5

ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS

IN THE DISTRICT COURT OF

143rd JUDICIAL DISTRICT

WARD COUNTY, TEXAS

ORDER FOR ALTERNATIVE SERVICE T.R.C.P. 106 (B)

On the Motion presented and the affidavit attached from stating the location of the Defendant's usual place of business/abode or other place where: PRIMELINK EXPRESS, INC

BY SERVING ITS CEO, GURMIT SINCH MALHI

the Defendant, can be found and stating specifically the facts showing that service has been attempted under T.R.C.P. 106 (B) and service at 825 NAVY DRIVE Stockton, CA 95206 will be reasonably effective to give the Defendant, notice of this suit.

IT IS ACCORDINGLY ORDERED that an authorized process server/officer that is not a to this suit nor interested in the outcome shall give the Defendant, party PRIMELINK EXPRESS, INC

BY SERVING ITS CEO, GURMIT SINGE MALEI

notice of this suit by:

X delivering a true copy of the citation and petition and a signed order attached, to anyone over 16 years of age at

825 NAVY DRIVE Stockton, CA 95206

X __ attaching a true copy of the citation and petition and a signed order securely to the front door/entry way at, or affixing to the gate if the property is gated at:

825 NAVY DRIVE Stockton, CA 95206

By mailing a copy of the citation and petition via 1st Class Mail

which will be reasonable effective to give the Defendant notice of this suit.

It is further ordered that the return of the authorized person be endorsed on or attached to the citation, stating when and how the citation was served, and be signed by the authorized person/officer, and is to make due return in accordance with the Texas Rules of Civil Procedure Rule 107.

SIGNED thi

W-1 (281) 702-8126 Fax (832) 365-6087

Attorney for Plaintiff 6100 Corporate Dr Stm 110 Roueton, 2X 77036 ecelogia§thabuynblavfizm.com

PCP Inv6: A21802751

Email Order To: 106@pcpusa.net

Case 4:22-cy-00006-DC-DF Document 1-1 Filed 02/08/22 Page 25 of 30

PLEASE RETURN THIS COPY TO CLERK

CITATION

Filed: 1/28/2022 2:44 PM
Patricia Oyerbides
District Clerk
Ward County, Texas
Tommie Lujan

PATRICIA OYERBIDES WARD COUNTY DISTRICT CLERK 143rd DISTRICT COURT PO BOX 440 MONAHANS, TX 79756-4600 ATTORNEY FOR PLAINTIFF OR PLAINTIFF: PAVEL SAVINOV 1742 ZARAGOZA, SUITE A EL PASO, TX 79936

THE STATE OF TEXAS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org"

GREETING: Defendant

ZULFIQAR A. AWAN 3691 POPOLO CIRCLE STOCKTON, CALIFORNIA 95330

You are hereby commanded to appear by filing a written answer to the Plaintiff's ORIGINAL PETITION AND JURY DEMAND at or before ten o'clock a.m. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable District Court of Ward County, Texas at the Courthouse of said County in Monahans, Texas, filed on NOVEMBER 12, 2021, in this case, numbered 21-11-25899-CVW on the docket of said court, and styled:

JOEL RIOS -VS-ZULFIQAR A. AWAN, ET AL

The nature of Plaintiff's demand is fully shown by a true and correct copy of said Plaintiff's Petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at Monahans, Texas, this 15th day of November, 2021.

ATTEST: PATRICIA OYERBIDES, DISTRICT CLERK

ARD COUNTY, TEXAS

NAVELLI MUNOZ DEPUTY

CITATION – REGULAR (Revised 1/13/21)

EXHIBIT #9

AFFIDAVIT OF SERVICE

State of Texas County of WARD District Court

Case Number: 21-11-25899-CVW

Plaintiff: JOEL RIOS

VS.

Defendant:

ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS

For:

Savinov, Pavel " Paul "

Received by Professional Civil Process of Texas, Inc. to be served on **ZULFIQAR A. AWAN, 3691 POPOLO CIRCLE, Stockton, CA 95212**.

I, George Sano, being duly sworn, depose and say that on the 25th day of January, 2022 at 7:25 pm, I:

POSTED by attaching a true copy of the CITATION; PLAINTIFF'S ORIGINAL PETITION AND JURY DEMAND' ORDER FOR ALTERNATIVE SERVICE T.R.C.P. 106 (B). with the date and hour of service endorsed thereon by me, to a conspicuous place on the property of the within named person's RESIDENCE at the address of: 3691 POPOLO CIRCLE, Stockton, CA 95212.

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served.

Subscribed and Sworn to before me on the Zb day of 2022 by the affiant who is personally known to me.

NOTARY PUBLIC

George Sano PSC2623

Professional Civil Process of Texas, Inc. 103 Vista View Trail Spicewood, TX 78669 (800) 950-7493

Our Job Serial Number: AXA-0000108445

Ref: A21B03750 Service Fee:

TONI SANO
COMM. #2325423
Notary Public - California
Orange County
My Comm. Expires Apr. 23, 2024

Comm. Expires Apr. 23, 2024 ≣ пишинининининининин Соругіght © 1992-2022 Database Services, Inc. - Process Server's Toolbox V8.1t CAUSE NO. 21-11-25899-CVW

PATRICIA OYERBIDES
DISTRICT CLERK WARD CO. TX

MINULE DISTRICT CLERK WARD CO. TX

JOEL RIOS

VS ZULFIQAR A. AWAN, AND PRIMELINK EXPRESS IN THE DISTRICT COURT OF

143rd JUDICIAL DISTRICT

WARD COUNTY, TEXAS

ORDER FOR ALTERNATIVE SERVICE T.R.C.P. 106 (B)

On the Motion presented and the affidavit attached from stating the location of the Defendant's usual place of business/abode or other place where:

AWAN, ZULFIQAR A.

the Defendant, can be found and stating specifically the facts showing that service has been attempted under T.R.C.P. 106 (B) and service at 3691 POPOLO CIRCLE Stockton, CA 95212 will be reasonably effective to give the Defendant, notice of this suit.

IT IS ACCORDINGLY ORDERED that an authorized process server/officer that is not a to this suit nor interested in the outcome shall give the Defendant, party AWAN, ZULFIQAR A.

notice of this suit by:

X delivering a true copy of the citation and petition and a signed order attached, to anyone over 16 years of age at

3691 POPOLO CIRCLE Stockton, CA 95212

ΟR

X attaching a true copy of the citation and petition and a signed order securely to the front door/entry way at, or affixing to the gate if the property is gated at:

3691 POPOLO CIRCLE Stockton, CA 95212

By mailing a copy of the citation and petition via 1st Class Mail

which will be reasonable effective to give the Defendant notice of this suit.

It is further ordered that the return of the authorized person be endorsed on or attached to the citation, stating when and how the citation was served, and be signed by the authorized person/officer, and is to make due return in accordance with the Texas Rules of Civil Procedure Rule 107.

Requested by: Paul Savinov

SIGNED this

January , 20

Savinov, Pavel "Paul"

Fax (822) 368~6027

Attorney for Plaintiff 6100 Comporate Dr Ste 110 Mouston, TX 77036 scalocia@thebmynhlewfirm.com Tel [281] 702-8128

JUDGE PRESIDI

E-FILE

PCP Inv#: A21203750

Email Order To: 106@pcpusa.net

Case 4:22-cv-00006-DC-DF Document 1-1 Filed 02/08/22 Page 28 of 30

WARD COUNTY CIVIL DOCKET
CAUSE # 21-11-25899-CVW

______ RIOS, JOEL ATTORNEY: SAVINOV, PAVEL 1742 ZARAGOZA, SUITE A EL PASO, TX 79936 (915)223-4878 -- VS.--AWAN, ZULFIQAR A. ATTORNEY: PRIMELINK EXPRESS, INC. ATTORNEY: CAUSE OF ACTION: MOTOR VEHICLE ACCIDENT FILE DATE: 11/12/2021 ______ DATE NATURE OF PROCEEDINGS ______ 11/12/2021 ORIGINAL PETITION CIVIL PL'S ORIG PET AND JURY DEMAND ATTY P.SAVINOV 11/12/2021 REQUEST COPIES REQUEST CITATION 11/12/2021 JURY FEE 11/15/2021 ISSUE CITATION - CERTIFIED MAIL CIT ISD (Z. AWAN) MAILED BACK TO ATTY; SRVD 1-25-22; EFILED 1-28-22 11/15/2021 CITATION CIT ISD (PRIMELINK EXPRESS) MAILED BACK TO ATTY; SRVD 1-11-22; EFILED 1-21-22 11/15/2021 RECEIPT ISSUED 219410 12/28/2021 MOTION MOTION FOR ALTERNATIVE SERVICE 01/06/2022 MOTION MOTION FOR ALTERNATIVE SERVICE - ATTY P SAVINOV 01/11/2022 ORDER ORDER FOR ALTERNATIVE SERVICE - ZULFIQAR A. AWAN 01/11/2022 ORDER ORDER FOR ALTERNATIVE SERVICE - PRIMELINK EXPRESS, INC



Corporation - Statement of Information

Entity Name: PRIMELINK EXPRESS INC.

Entity (File) Number: C2937364

> File Date: 02/19/2021 Entity Type: Corporation Jurisdiction: **CALIFORNIA**

Document ID: GQ83744

Detailed Filing Information

1. Entity Name: PRIMELINK EXPRESS INC.

2. Business Addresses:

a. Street Address of Principal

Office in California: 825 NAVY DR

> STOCKTON, California 95206 United States of America

b. Mailing Address: 825 NAVY DR

> STOCKTON, California 95206 United States of America

c. Street Address of Principal

Executive Office: 825 NAVY DR

STOCKTON, California 95206

United States of America

3. Officers:

a. Chief Executive Officer: **GURMIT S MALHI**

825 NAVY DR

STOCKTON, California 95206 United States of America

b. Secretary: **GURMIT S MALHI**

825 NAVY DR

STOCKTON, California 95206 United States of America

Document ID: GQ83744

California Secretary of State Electronic Filing

Officers (cont'd):
------------------	----

c. Chief Financial Officer: GURMIT S MALHI

825 NAVY DR

STOCKTON, California 95206 United States of America

4. Director: GURMIT S MALHI

825 NAVY DR

STOCKTON, California 95206

United States of America

Number of Vacancies on the Board of

Directors: 0

5. Agent for Service of Process: GURMIT S MALHI

825 NAVY DR

STOCKTON, California 95206 United States of America

6. Type of Business: TRANSPORTATION

By signing this document, I certify that the information is true and correct and that I am authorized by California law to sign.

Electronic Signature: GURMIT S MALHI

Use bizfile.sos.ca.gov for online filings, searches, business records, and resources.